

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

IN RE:

Randy & Linda Thomas

Debtor

)  
)  
)  
)  
)  
)  
)

Bankruptcy No. 09 B 33933

Chapter 11

Judge A. Benjamin Goldgar

To: See Attached List

**NOTICE OF MOTION**

**PLEASE TAKE NOTICE** that on **March 30, 2011**, at the hour of 9:30 A.M., or as soon thereafter as counsel may be heard, I shall appear before the honorable A. Benjamin Goldgar in Courtroom 613 of the United States Bankruptcy Court, 219 S. Dearborn St., Chicago, Illinois, or any other judge sitting in his place and stead, and shall then and there present the attached **Motion to Close Chapter 11 Case**, a copy of which is hereby served upon you. You may appear if you so choose.

David P. Lloyd  
Grochocinski, Grochocinski and Lloyd, Ltd.  
1900 Ravinia Place  
Orland Park IL 60462  
(708) 226-2700  
Fax: (708) 226-9030

**CERTIFICATE OF SERVICE**

I, David P. Lloyd, an attorney, certify that I caused a copy of the foregoing Notice and Motion to be served on the parties listed on the attached service list by electronic notice where indicated, or by first class mail by depositing with the United States Postal Service, Orland Park, Illinois, postage prepaid, prior to 5:00 P.M., this 25th day of February, 2011.

\_\_\_\_\_  
/s/ David P. Lloyd

David P. Lloyd

**Randy & Linda Thomas**  
**09 B 33933**  
**Service List**

United States Trustee  
219 S. Dearborn St.  
Suite 800  
Chicago IL 60603

First Community Bank  
c/o Deborah K. Ebner  
11 E. Adams St., Suite 800  
Chicago IL 60603

The Private Bank  
c/o Scott E. Jensen  
Murray, Jensen & Wilson, Ltd.  
101 N. Wacker Dr., Suite 101  
Chicago IL 60606

Capital One Bank (USA), N.A.  
c/o Tsys Debt Management (TDM)  
P.O. Box 5155  
Norcross GA 30091

Wells Fargo  
Payment Remittance Center  
P.O. Box 54349  
Los Angeles CA 90054-0349

Wells Fargo Bank, N.A.  
MAC #S4101-08C  
100 W. Washington  
Phoenix AZ 85003

Wells Fargo Bank, N.A.  
c/o Pierce & Associates  
1 N. Dearborn, Suite 1300  
Chicago IL 60602

JPMorgan Chase Bank NA  
National Payment Services  
P.O. Box 24785  
Columbus OH 43224

James & Denise Maffeo  
c/o Vince G. Portlock  
323 Springfield Av.  
Joliet IL 60435

Capital One  
P.O. Box 6492  
Carol Stream IL 60197-6492

Chase  
P.O. Box 155298  
Wilmington DE 19850-5298

CBC Innovis  
c/o James, Stevens, & Daniels  
1283 College Park Dr.  
Dover DE 19904-8712

Chase Bank USA, N.A.  
P.O. Box 15145  
Wilmington DE 19850-5145

Citi  
Box 6000  
The Lakes NV 89163-6000

Dell Financial Services  
P.O. Box 81577  
AustinTX 78708-1577

Discover Card  
P.O. Box 30943  
Salt Lake City UT 84130

Discover Bank  
DFS Services LLC  
P.O. Box 3025  
New Albany OH 43054-3025

GMAC  
P.O. Box 130424  
Roseville MN 55113

Express Signs & Light Maintenance  
212 Amendodge Dr.  
Shorewood IL 60404

Excellence of Illinois Corp.  
c/o David W. Schopp  
316 N. Lake St., Suite 202  
Aurora IL 60506

First Midwest Bank  
One Pierce Place  
Suite 1500  
Itasca IL 60143

First Midwest Bank  
Loan Operations Center  
P.O. Box 9003  
Gurnee IL 60031-9003

Gary J. Fernandez & Associates, Ltd.  
1200 Roosevelt Rd.  
Suite 150  
Glen Ellyn IL 60137

Home Depot Credit Services  
P.O. Box 689100  
Des Moines IA 50368-9100

Perma-Seal  
c/o T.A.C. Collections, Inc.  
401 N. Michigan Av., Suite 1200  
Chicago IL 60611

Provena St. Joseph Medical Center  
75 Remittance Dr., Suite 1366  
Chicago IL 60675-1366

Rathbun, Cservenyak & Kozol, LLC  
3260 Executive Drive  
Joliet IL 60431

Timothy Whelan Law Associates, Ltd.  
1200 Roosevelt Rd., Suite 150  
Glen Ellyn IL 60137

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Debtor	)	Judge A. Benjamin Goldgar
	)	

**MOTION FOR ENTRY OF FINAL DECREE**

NOW COME the Debtors, Randy and Linda Thomas, by and through their attorneys, Grochocinski, Grochocinski and Lloyd, Ltd., and move this honorable Court for entry of a final decree in this confirmed Chapter 11 case, and in support thereof states as follows:

1. The Debtors filed a voluntary Chapter 11 petition on September 14, 2009. The Debtor's Plan was confirmed on December 8, 2010. The Plan provides for payment of a 5% dividend to general unsecured creditors over a five-year period, and modification of certain secured claims that will be amortized over a 30-years period but with balloon payments due in three years or five years.

2. Administrative claims that have been allowed by the Court have been paid or otherwise resolved.

3. The initial payment to general unsecured creditors has been made pursuant to the confirmed Plan.

4. Evidence of the payments of the above are set forth on the attached exhibit.

5. Said payments constitute substantial consummation of the confirmed Plan and this case should now be closed.

6. Pursuant to Section 1141(d)(5)(A) of the Bankruptcy Code, the Debtor will not be entitled to a discharge until completion of all payments under the Plan. However, judicial economy

will not be served by keeping this case open until the five-year period for paying general unsecured claims has passed. In addition, the Debtor should not be required to make quarterly payments to the United States Trustee during the five-year period, in which no action will be required by the Debtor, the Court, or the United States Trustee.

7. The case should be closed in the interest of the Court and all parties, with leave to reopen the case upon completion of payments for the entry of a discharge.

WHEREFORE the Debtor prays that the Court direct the Clerk of the Court to close the case, with leave to reopen the case without payment of a reopening fee for the sole purpose of entering a discharge upon completion of all payments to general unsecured creditors under the confirmed Plan, or otherwise as provided by Section 1141(d)(5).

Respectfully submitted,  
Randy and Linda Thomas

By: /s/ David P. Lloyd  
One of their attorneys

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